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and Witness Ganesh Krishnan

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

YEVGENIY ALEKSANDROVICH
NIKULIN,

Defendant.

Case No. CR 16-00440 WHA

**DECLARATION OF FRANCO MUZZIO
IN SUPPORT OF ADMINISTRATIVE
MOTION TO SEAL**

Judge: Hon. William H. Alsup

Date Filed: October 4, 2016

1 I, Franco Muzzio, declare as follows:

2 1. I am an attorney at the law firm of Keker, Van Nest & Peters LLP, counsel for
3 victim LinkedIn Corporation and witness Ganesh Krishnan in this matter. I have knowledge of
4 the facts set forth herein, and if called upon as a witness, I could testify to them competently
5 under oath.

6 2. I submit this declaration in support of Ganesh Krishnan's Administrative Motion
7 to Seal Documents in Support of his Motion to Modify Trial Subpoena. I have reviewed and
8 complied with Civil Local Rule 79-5 and the Court's Standing Order.

9 3. Mr. Krishnan seeks to seal the following documents:

10 a. Paragraphs 4 through 10 of the Declaration of Ganesh Krishnan in Support of
11 Mr. Krishnan's Motion to Modify the Trial Subpoena; and,
12 b. Exhibits A, C, and D to the Declaration of Ganesh Krishnan in Support of
13 Mr. Krishnan's Motion to Modify the Subpoena.

14 4. **Paragraphs 4 through 10 of the Declaration of Ganesh Krishnan** contain
15 confidential health information, including descriptions of Mr. Krishnan's medical records and his
16 communications with his physician.

17 5. **Exhibits A, C, and D to Mr. Krishnan's Declaration** contain confidential health
18 information, including Mr. Krishnan's medical records and communications with his physician,
19 or contain public information that would allow a viewer to infer Mr. Krishnan's confidential
20 health information (e.g., a website publication detailing the risks associated with Mr. Krishnan's
21 particular medical condition during the COVID-19 pandemic).

22 6. These paragraphs of the declaration as well as these exhibits thereto warrant
23 sealing to uphold Mr. Krishnan's right to confidentiality in his medical matters.

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1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct and that this declaration was executed on April 16, 2020, at
3 San Francisco, California.

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6 */s/ Franco Muzzio*
7 FRANCO MUZZIO
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